

nPATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: RALPH W. MACKENZIE ET AL.  
For: METHOD AND APPARATUS FOR ASSEMBLING A CLOSURE TAB TO A LID  
U.S. Patent No.: 7,523,534 Issued: April 28, 2009  
Atty. Docket: 70254-0397

CERTIFICATE OF MAILING/TRANSMISSION (37 CFR 1.8(a))	
I hereby certify that this correspondence is, on the date shown below, being:	
<input type="checkbox"/> deposited with the United States Postal Service with sufficient postage as first class mail, in an envelope addressed to the Commissioner for Patents, PO Box 1450, Alexandria, VA, 22313-1450.	<input checked="" type="checkbox"/> transmitted via facsimile to the Patent and Trademark Office of Petitions, at (571) 273-0025
Date: August 19, 2009	Signature: <u>Marisa L. Stolzenburg</u> Marisa L. Stolzenburg (type or print name of person certifying)

Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

FAX RECEIVED

AUG 19 2009

OFFICE OF PETITIONS

Sir:

**PETITION TO CORRECT ASSIGNEE**

This petition is filed pursuant to 37 CFR 1.183 in response to a communication from the Decisions & Certificates of Corrections Branch dated August 5, 2009, with respect to a Request for Certificate of Correction filed by the Patentees. The name of the Assignee is incorrect on the patent as a result of an error submitted by the Applicants in item 5 of the Issue Fee Transmittal (form PTOL-85B) at the time the issue fee was paid. The communication indicates that the Commissioner will not correct the name of the Assignee without a petition under 37 CFR 1.183.

Accordingly, the Patentees request waiver of the requirements of 37 CFR 3.81 and request issuance of a Certificate of Correction under 37 CFR 1.323 correcting the name of the Assignee. Pursuant to the requirements of the communication of August 5, 2009, the following is submitted:

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U.S. Patent No. 7,523,534  
to a Lid  
Issued: April 28, 2009  
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Entitled: Method and Apparatus for Assembling a Closure Tab  
Attorney Docket: 70254-0397

(1) The fee for the Certificate of Correction has already been paid in the Request that prompted the communication of August 5, 2009. However, to the extent that the fee already paid is inadequate to cover the present request to correct the Assignee's name, the Commissioner is authorized to charge any additional fees required for correction of the Assignee's name to deposit account 50-2003.

(2) The correct name of the Assignee is: Dart Container Corporation

(3) An assignment from the inventors to the Assignee was recorded at Reel 013984, Frame 0272 on September 18, 2003. A copy of the Recordation of Assignment is being submitted herewith.

Any questions concerning the foregoing should be directed to the undersigned attorney of record.

Respectfully submitted,

RALPH W. MACKENZIE ET AL.

Date: August 19, 2009

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